

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

P & L DEVELOPMENT, LLC,

Plaintiff,

v.

GERBER PRODUCTS COMPANY, NESTLÉ
S.A., PERRIGO COMPANY, PLC, L.
PERRIGO COMPANY, and PBM
NUTRITIONALS, LLC,

Defendants.

Civil Action No. 1:21-cv-5382-MKB-
AYS

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law, defendant Gerber Products Company (“Gerber”), by and through its undersigned counsel, will move this Court before the Honorable Margo K. Brodie, at the United States Courthouse for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn, NY 11201, at a time to be determined by the Court, for an Order pursuant to Federal Rule of Civil Procedure 12(b)(6) dismissing the Complaint filed by plaintiff P & L Development, LLC with prejudice and granting such other and further relief as the Court deems just and proper.

Dated: New York, New York
January 12, 2021

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